

the jurisdiction of a uniformed service for purposes of section 403(b) of title 37.

(2) A member of the armed forces who is assigned in accordance with subsection (a) to a housing unit not owned or leased by the United States shall be entitled to a basic allowance for quarters under section 403 of title 37, and, if in a high housing cost area, a variable housing allowance under section 403a of that title.

(c) **LEASE PAYMENTS THROUGH PAY ALLOTMENTS.**—The Secretary may require members of the armed forces who lease housing in housing units acquired or constructed under this chapter to make lease payments for such housing pursuant to allotments of the pay of such members under section 701 of title 37.

(Added Pub. L. 104-324, title II, §208(a), Oct. 19, 1996, 110 Stat. 3912.)

§ 687. Coast Guard Housing Fund

(a) **ESTABLISHMENT.**—There is hereby established on the books of the Treasury an account to be known as the Coast Guard Housing Fund (in this section referred to as the “Fund”).

(b) **CREDITS TO FUND.**—There shall be credited to the Fund the following:

(1) Amounts authorized for and appropriated to that Fund.

(2) Subject to subsection (e), any amounts that the Secretary transfers, in such amounts as provided in appropriation Acts, to that Fund from amounts authorized and appropriated to the Department of Transportation or Coast Guard for the acquisition or construction of military family housing or unaccompanied housing.

(3) Proceeds from the conveyance or lease of property or facilities under section 685 of this title for the purpose of carrying out activities under this chapter with respect to military family and military unaccompanied housing.

(4) Income from any activities under this chapter, including interest on loan guarantees made under section 682 of this title, income and gains realized from investments under section 684 of this title, and any return of capital invested as part of such investments.

(c) **USE OF AMOUNTS IN FUND.**—(1) In such amounts as provided in appropriation Acts and except as provided in subsection (d), the Secretary may use amounts in the Coast Guard Housing Fund to carry out activities under this chapter with respect to military family and military unaccompanied housing units, including activities required in connection with the planning, execution, and administration of contracts entered into under the authority of this chapter.

(2) Amounts made available under this subsection shall remain available until expended.

(d) **LIMITATION ON OBLIGATIONS.**—The Secretary may not incur an obligation under a contract or other agreements entered into under this chapter in excess of the unobligated balance, at the time the contract is entered into, of the Fund required to be used to satisfy the obligation.

(e) **NOTIFICATION REQUIRED FOR TRANSFERS.**—A transfer of appropriated amounts to the Fund under subsection (b)(2) or (b)(3) of this section

may be made only after the end of a 30-day period beginning on the date the Secretary submits written notice of, and justification for, the transfer to the appropriate committees of Congress.

(f) **LIMITATION ON AMOUNT OF BUDGET AUTHORITY.**—The total value in budget authority of all contracts and investments undertaken using the authorities provided in this chapter shall not exceed \$20,000,000.

(Added Pub. L. 104-324, title II, §208(a), Oct. 19, 1996, 110 Stat. 3912.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 682 of this title.

§ 688. Reports

The Secretary shall include each year in the materials the Secretary submits to the Congress in support of the budget submitted by the President pursuant to section 1105 of title 31, the following:

(1) A report on each contract or agreement for a project for the acquisition or construction of military family or military unaccompanied housing units that the Secretary proposes to solicit under this chapter, describing the project and the method of participation of the United States in the project and providing justification of such method of participation.

(2) A report describing each conveyance or lease proposed under section 685 of this title.

(3) A methodology for evaluating the extent and effectiveness of the use of the authorities under this chapter during such preceding fiscal year.

(4) A description of the objectives of the Department of Transportation for providing military family housing and military unaccompanied housing for members of the Coast Guard.

(Added Pub. L. 104-324, title II, §208(a), Oct. 19, 1996, 110 Stat. 3913.)

FINAL REPORT

Section 208(b) of Pub. L. 104-324 provided that: “Not later than March 1, 2000, the Secretary of the department in which the Coast Guard is operating shall submit to the Congress a report on the use by the Secretary of the authorities provided by chapter 18 of title 14, United States Code, as added by subsection (a). The report shall assess the effectiveness of such authority in providing for the construction and improvement of military family housing and military unaccompanied housing.”

§ 689. Expiration of authority

The authority to enter into a transaction under this chapter shall expire October 1, 2001.

(Added Pub. L. 104-324, title II, §208(a), Oct. 19, 1996, 110 Stat. 3913.)

CHAPTER 19—ENVIRONMENTAL COMPLIANCE AND RESTORATION PROGRAM

Sec. 690.	Definitions.
691.	Environmental Compliance and Restoration Program.
692.	Environmental Compliance and Restoration Account.
693.	Annual Report to Congress.

§ 690. Definitions

For the purposes of this chapter—

(1) “environment”, “facility”, “person”, “release”, “removal”, “remedial”, and “response” have the same meaning they have in section 101 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601);

(2) “hazardous substance” has the same meaning it has in section 101 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601), except that it also includes the meaning given “oil” in section 311 of the Federal Water Pollution Control Act (33 U.S.C. 1321); and

(3) “pollutant” has the same meaning it has in section 502 of the Federal Water Pollution Control Act (33 U.S.C. 1362).

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1917.)

§ 691. Environmental Compliance and Restoration Program

(a) The Secretary shall carry out a program of environmental compliance and restoration at current and former Coast Guard facilities.

(b) Program goals include:

(1) Identifying, investigating, and cleaning up contamination from hazardous substances and pollutants.

(2) Correcting other environmental damage that poses an imminent and substantial danger to the public health or welfare or to the environment.

(3) Demolishing and removing unsafe buildings and structures, including buildings and structures at former Coast Guard facilities.

(4) Preventing contamination from hazardous substances and pollutants at current Coast Guard facilities.

(c)(1) The Secretary shall respond to releases of hazardous substances and pollutants—

(A) at each Coast Guard facility the United States owns, leases, or otherwise possesses;

(B) at each Coast Guard facility the United States owned, leased, or otherwise possessed when the actions leading to contamination from hazardous substances or pollutants occurred; and

(C) on each vessel the Coast Guard owns or operates.

(2) Paragraph (1) of this subsection does not apply to a removal or remedial action when a potentially responsible person responds under section 122 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9622).

(3) The Secretary shall pay a fee or charge imposed by a state¹ authority for permit services for disposing of hazardous substances or pollutants from Coast Guard facilities to the same extent that nongovernmental entities are required to pay for permit services. This paragraph does not apply to a payment that is the responsibility of a lessee, contractor, or other private person.

(d) The Secretary may agree with another Federal agency for that agency to assist in carrying out the Secretary’s responsibilities under this chapter. The Secretary may enter into contracts, cooperative agreements, and grant agreements with State and local governments to assist in carrying out the Secretary’s responsibilities under this chapter. Services that may be obtained under this subsection include identifying, investigating, and cleaning up off-site contamination that may have resulted from the release of a hazardous substance or pollutant at a Coast Guard facility.

(e) Section 119 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9619) applies to response action contractors that carry out response actions under this chapter. The Coast Guard shall indemnify response action contractors to the extent that adequate insurance is not generally available at a fair price at the time the contractor enters into the contract to cover the contractor’s reasonable, potential, long-term liability.

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1917.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 692 of this title.

§ 692. Environmental Compliance and Restoration Account

(a) There is established for the Coast Guard an account known as the Coast Guard Environmental Compliance and Restoration Account. All sums appropriated to carry out the Coast Guard’s environmental compliance and restoration functions under this chapter or another law shall be credited or transferred to the account and remain available until expended.

(b) Funds may be obligated or expended from the account to carry out the Coast Guard’s environmental compliance and restoration functions under this chapter or another law.

(c) In proposing the budget for any fiscal year under section 1105 of title 31, United States Code, the President shall set forth separately the amount requested for the Coast Guard’s environmental compliance and restoration activities under this chapter or another law.

(d) Amounts recovered under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607) for the Secretary’s response actions at current and former Coast Guard facilities shall be credited to the account.

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1918.)

§ 693. Annual Report to Congress

(a) The Secretary shall submit to Congress a report each fiscal year describing the progress the Secretary has made during the preceding fiscal year in implementing this chapter.

(b) Each report shall include:

(1) A statement for each facility or vessel for which the Secretary is responsible under section 691(c) of this title where a release of a hazardous substance or pollutant has been identified.

(2) The status of response actions contemplated or undertaken at each facility.

¹ So in original. Probably should be capitalized.

(3) The specific cost estimates and budgetary proposals for response actions contemplated or undertaken at each facility.

(4) The total amount required to clean up contamination at all identified facilities.

(Added Pub. L. 101-225, title II, § 222(a), Dec. 12, 1989, 103 Stat. 1918.)

PART II—COAST GUARD RESERVE AND AUXILIARY

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AMENDMENTS

1986—Pub. L. 99-640, § 10(a)(2), Nov. 10, 1986, 100 Stat. 3549, substituted “701” for “751” in item for chapter 21.
1950—Act Aug. 3, 1950, ch. 536, § 34, 64 Stat. 408, substituted “Sec.” for “Page”.

CHAPTER 21—COAST GUARD RESERVE

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¹ So in original. Does not conform to section catchline.

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AMENDMENTS

1985—Pub. L. 99-145, title V, § 514(c)(3)(B), Nov. 8, 1985, 99 Stat. 629, substituted “rear admiral (lower half)” for “commodore” in item 743.

1983—Pub. L. 97-417, § 2(17)(B), Jan. 4, 1983, 96 Stat. 2087, inserted “and commodore” after “Rear admiral” in item 743.

1982—Pub. L. 97-295, § 2(22), Oct. 12, 1982, 96 Stat. 1303, inserted “previously removed from an active status” in item 733.

1981—Pub. L. 97-136, § 6(c)(3), Dec. 29, 1981, 95 Stat. 1706, substituted “Exclusiveness of service” for “Exemption from military training and draft; exclusiveness of service” in item 711.

1980—Pub. L. 96-322, § 1, Aug. 4, 1980, 94 Stat. 1002, revised analysis generally by adding items 701 to 713 and 720 to 746, and by omitting items 751 to 765, undesignated center heading “Commissioned Officers” following item 765, and items 770 to 798.

1974—Pub. L. 93-283, § 1(14), May 14, 1974, 88 Stat. 141, added items 765 and 796 to 798.

1972—Pub. L. 92-479, § 2, Oct. 9, 1972, 86 Stat. 795, added item 764.

1962—Pub. L. 87-704, § 1(b), Sept. 27, 1962, 76 Stat. 633, added item 763.

Pub. L. 87-649, § 7(d), Sept. 7, 1962, 76 Stat. 495, substituted “Benefits” for “Pay, allowances, and other benefits” in item 755.

1960—Pub. L. 86-559, § 2(4), June 30, 1960, 74 Stat. 281, added item 787a.

1958—Pub. L. 85-861, § 5(3), Sept. 2, 1958, 72 Stat. 1555, added heading “Commissioned Officers” and items 770 to 795.

1956—Act Aug. 10, 1956, ch. 1041, §§ 15(b), 16(b), 70A Stat. 625, 626, added items 751a, 752a, 753a, 758a, and 759a.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 10 sections 10114, 12645, 12646.

SUBCHAPTER A

GENERAL

§ 701. Organization

The Coast Guard Reserve is a component of the Coast Guard. It shall be organized, administered, trained, and supplied under the direction of the Commandant.

(Added Pub. L. 96-322, § 1, Aug. 4, 1980, 94 Stat. 1003.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 751a of this title prior to the complete revision of this chapter by Pub. L. 96-322.

WOMEN’S BRANCH OF THE COAST GUARD RESERVE

Pub. L. 93-174, § 3, Dec. 5, 1973, 87 Stat. 692, provided that: “Effective upon enactment of this Act [Dec. 5,

² So in original. Does not conform to section catchline.